

1 [Execute Standard Agreement and Accept and Expend - Retroactive - California Business
2 Consumer Service and Housing Agency - Encampment Resolution Funding Program - Not to
3 Exceed \$10,849,033]

4 **Resolution retroactively authorizing the Department of Homelessness and Supportive**
5 **Housing (“HSH”) to execute a Standard Agreement with the California Business,**
6 **Consumer Service and Housing Agency (“BCHS”), through the California Interagency**
7 **Council on Homelessness, for a total amount not to exceed \$10,849,033 of**
8 **Encampment Resolution Funding Program grant funds; to retroactively accept and**
9 **expend those funds to support people experiencing unsheltered homelessness for**
10 **costs incurred upon approval of the Standard Agreement by BCSH through June 30,**
11 **2025; and authorizing HSH to enter into any additions, amendments, or other**
12 **modifications to the Standard Agreement and grant documents that do not materially**
13 **increase the obligations or liabilities of the City or materially decrease the benefits to**
14 **the City.**

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16 WHEREAS, The Department of Homelessness and Supportive Housing’s (“HSH”) mission is to prevent homelessness when possible and to make homelessness a rare, brief, and one-time experience in San Francisco through the provision of coordinated, and one-time experience in San Francisco through the provision of coordinated, and one-time experience in San Francisco through the provision of coordinated, and one-time experience in San Francisco through the provision of coordinated, and one-time experience in San Francisco through the provision of coordinated,
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19 compassionate, and high-quality services; and

20 WHEREAS, The California Business, Consumer Services and Housing Agency’s (“BCSH”) Interagency Council on Homelessness (“Cal ICH”) issued a Request for
21 Applications dated October 29, 2021, for the Encampment Resolution Funding Program (“ERF Grant”), a copy of which is on file with the Clerk of the Board in File No. 230105; and
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24 WHEREAS, The ERF Grant is a competitive grant program available to assist local
25 jurisdictions in ensuring the wellness and safety of people experiencing unsheltered

1 homelessness by providing services and supports that address their immediate physical and
2 mental wellness and result in meaningful paths to safe and stable shelter and housing; and

3 WHEREAS, HSH applied to Round 1 of the ERF Grant, and was awarded a
4 disbursement of Round 2 funds which were provided to Round 1 applicants that satisfactorily
5 met all program requirements, a copy of the Application is on file with the Clerk of the Board of
6 Supervisors in File No. 230105; and

7 WHEREAS, In an award letter (“Award Letter”) dated October 27, 2022, Cal ICH
8 notified the City and County of San Francisco of an award in an amount not to exceed
9 \$10,849,032.35 subject to the terms and conditions of the Standard Agreement
10 (“Agreement”), a copy of the Award Letter is on file with the Clerk of the Board of Supervisors
11 in File No. 230105; and

12 WHEREAS, An executed copy of the Agreement was required within 30 days of receipt
13 of the Award Letter in order to secure grant funding, and HSH requests retroactive
14 authorization to enter into the Agreement with BCSH for ERF Grant funds, a copy of the
15 executed Agreement is on file with the Clerk of the Board in File No. 230105; and

16 WHEREAS, The Agreement reflects BCHS’s grant disbursement term commencing
17 upon BCHS approval of the Agreement; and

18 WHEREAS, The Agreement requires 100% of the grant funds to be obligated by
19 June 30, 2024, and at least 50% of the funds must be expended by June 30, 2024, with 100%
20 of the funds expended by June 30, 2025; and

21 WHEREAS, The Agreement requires that all proceeds from interest-bearing accounts
22 established by HSH and subrecipients for the deposit of the grant funds must be used for
23 eligible activities and reported as required by Cal ICH; and

1 WHEREAS, As the Agreement requires HSH to begin expending ERF Grant funds
2 within 30 days of BCHS approval of the standard agreement, HSH requests retroactive
3 approval to accept and expend ERF Grant funds; and

4 WHEREAS, HSH will use the \$10,849,032.35 to support people experiencing
5 unsheltered homelessness exit homelessness as reflected in the Grant Expenditure Form and
6 Grant Budget for retroactive costs incurred as of date BCHS approves the Agreement through
7 June 30, 2025, a copy of the Grant Expenditure Form and Grant Budget are on file with the
8 Clerk of the Board of Supervisors in File No. 230105; and

9 WHEREAS, Upon receipt of award, HSH submitted an updated Grant Application
10 Budget (“Grant Application Budget”) to Cal ICH that reflected a slightly modified expenditure
11 plan for ERF Grant funds, a copy of the Grant Application Budget approved by Cal ICH is on
12 file with the Clerk of the Board of Supervisors in File No. 230105; and

13 WHEREAS, The ERF Grant does not create any new positions, and does not require
14 an amendment to the Annual Salary Ordinance; and

15 WHEREAS, HSH proposes to maximize use of available grant funds on program
16 expenditures by not including indirect costs in the grant budget; now, therefore, be it

17 RESOLVED, That the Board of Supervisors hereby waives inclusion of indirect costs in
18 the ERF Grant budget; and, be it

19 FURTHER RESOLVED, The Executive Director of HSH or their designee is hereby
20 retroactively authorized, in consultation with the City Attorney, to enter into, execute, and
21 deliver a Standard Agreement for a total amount not to exceed \$10,849,033 and any and all
22 other documents required or deemed necessary or appropriate to secure the ERF Grant funds
23 from BCSH and to participate in the ERF Grant program, and all amendments thereto
24 (collectively, the “ERF Grant Documents”); and, be it

1 FURTHER RESOLVED, HSH is hereby retroactively authorized to accept and expend
2 up to \$10,849,033 of ERF Grant funds to provide services and supports to people
3 experiencing homelessness in encampments as detailed in the Grant Budget; and, be it

4 FURTHER RESOLVED, HSH will ensure that all such funds are used in a manner
5 consistent and in compliance with all applicable state and federal statutes, rules, regulations,
6 and laws, including without limitation all rules and laws regarding ERF Grant program, as well
7 as any and all contracts HSH may have with BCSH; and, be it

8 FURTHER RESOLVED, HSH is hereby authorized and directed to ensure that funds
9 awarded are expended by June 30, 2025; and, be it

10 FURTHER RESOLVED, The City acknowledges and agrees that it shall be subject to
11 the terms and conditions specified in the Standard Agreement, and that the NOFA and the
12 Application will be incorporated in the Standard Agreement by reference and made a part
13 thereof; any and all activities, expenditures, information and timelines represented in the
14 Application are enforceable through the Standard Agreement; funds are to be used for the
15 allowable expenditures and activities identified in the Standard Agreement; and, be it

16 FURTHER RESOLVED, The Executive Director of HSH or their designee is authorized
17 to enter into any additions, amendments, or other modifications to the Standard Agreement
18 and the ERF Grant Documents that they determine, following consultation with the City
19 Attorney, are in the best interests of the City and that do not materially increase the
20 obligations or liabilities of the City or materially decrease the benefits to the City; and, be it

21 FURTHER RESOLVED, That all actions authorized and directed by this Resolution and
22 heretofore taken are ratified, approved, and confirmed by this Board of Supervisors.

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RECOMMENDED:

/s/ _____

Shireen McSpadden
Homelessness and Supportive Housing
Executive Director

Approved: /s/ _____

Controller's Office

Approved: /s/ _____

Mayor's Office